SPORTING NEWS



NEW YORK, TUESDAY, OCTOBER 28, 1902.

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Osborne Makes Charge in Open Court of a Molineux Conspiracy to Keep Witnesses from State.

TRIES TO PROVE A PLOT.

Court Hears Testimony and Will Decide To. Morrow Whether Testimony Given at Former Trial Should Be Read.

A critical point in the Molineux trial was reached this afternoon, when Assistant District-Attorney Osborne charged in open court that a conspiracy had been formed to keep several wit have the testimony given by Mamie Melando at the former trial read to the present jury. Justice Lambert will deolde that point to-morrow morning.

This move of Mr. Osborne arouse the vigorous protests of ex-Gov. Black. Then was a search for precedents and a running argument in the presence of the jury, during which Mr. Osborne said the conspiracy was formed to keep away Mamie Melando, Detective Farrell and Robert A. Zeller, of Newark He argued that if he could show that these witnesses were being kept away had the right to read the testimon they gave at the former trial. This view was combatted by Mr. Black, who asserted that this testimony could only be read in case the witnesses had died

Court Sustains Osborne.

Justice Lambert held that Mr. Osborne had the right to prove his charge, and the AssistBant District-Attorney started

For his purpose he called several mem bers of the N wark police force who had come scurryl g over after a letter had

Guild by Gov. Murphy.
District-Attorney Jerome went to Newark last night and saw the Goveror. He told him the trouble he had had in getting the Newark police officials to come to New York. Gov. Murphy had no power to compel their attendance, but he wrote a letter to the Police Department which stirred them up. Acting Chief Cosgrove, Capt. Glory and Sergt. Riggins came over, each protesting that he had not

They and others were put on the stand in an effort to prove that Miss Melando, Detective Farrell and Zeller are all being kept away. Some of the questions seemed to indicate that Detective Farrell had been given a vacation at this time to enable him to keep away.

Before, and after this controversy, expert witnesses were on the stand. All testified that the address on the poison package was written by Molineux.

After court adjourned Mr. Osborn

examined the letters and writings which have figured variously in the case and said: "I have examined all these writings. I find that the admitted and disputed writings are by the same

"You were a handwriting witness in the Flechter case?" asked former Gov. Black.

Q. Did you not testify that Flechter had written the "Cave Dweller" letter? And was it not shown later that he did not write it? A. I believe it was? Louis Arthur Russell, a teacher of music, with a studio in Carnegie Hall, was an unwilling witness for the prosways been a close personal friend of Molineux. He was called to prove that Molineux and Archibald Arnold, head clerk in Hartdegen & Co.'s store, were

close friends.
When Mr. Twitchell had finished Mr.
Osborns, faced the audience.
"Is A, A. Harpster in the room?" he
called loudly.

Ray, Too, Says Molineux. Hay, Too, Says Molineux.

There was no response. The Assistant District-Attorney conferred with Mr. Jerome. Then he called Col. Edwin B. Hay, another handwriting expert.

"I don't believe two men ever wrote the words 'oblige' so much alike as they appear in the Molineux, Barnet and Cornish letters," said Expert Hay.

"Well, we will let the jury decide it two men could write those," said Justice Lambert. "You may point out to the jury what the similarities are—the jury will determine whether one or a hundred men wrote them."

Osborne objected, but the Judge silenced him. "I have instructed the witness how to testify."

"I believe," continued the witness later, "that the greatest point in these writings is their inclination to slant upward."

(Continued on Second Page.)

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CHOLERA KILLS 60,000 FILIPINOS.

Seventy-Five Per Cent. of Cases of the Dread Scourge Prove Fatal and Plague Is General.

ceived by the Marine Hospital service. From Manila Chief Quarantine Officer ing severely. The province of Iloilo and Perry makes a conservative estimate the adjacent island of Negros are badly Perry makes a conservative estimate that the cases of cholera that actually have occurred in the Philippine Islands have lost 10 per cent. of their population

WASHINGTON, Oct. 28 .- The fearful with a mortality of 75 per cent. He vages of plague and cholera in the Old says, under date of Sept. 19, that the Vorld are set forth in mail advices redisease has practically disappeared infected, and the situation is alarming. since March 20 last aggregate 75,000, and the epidemic continues severe

ANDY WILLIAMS' NASSAU STAKE.

Five Favorites Go Down to Defeat in Succession and Bookmakers Reap Rich Harvest at Aqueduct. United States Court.

nesses out of the State and asked vo BRUNSWICK WINS AT 2 TO 1. LACOMBE SIGNS THE ORDER.

THE WINNERS.

FIRST RACE-Brunswick 1. Glennellie 2. Tremar 3.

Sterling 2 Obia 3.

THIRD RACE-Sweet Alice 1, Lady Lake 2, Futuria 3.

FOURTH RACE-Andy Williams

FIFTH RACE-Chicle 1, Barkelore 2, Grey Park 3. SIXTH RACE-Articulate 1, Him-

self 2, Examiner 3.

RACE TRACK, AQUEDUCT, Oct. 28 The heavy rains which converted Aqueduct's track into a mud hole this afternoon was a blessing in disguise inasmuch as it caused many withdrawals and brought the fields down to something like decent proportions. As a rule the fields are unruly at Aqueduct, and they not only cause races to be unture but also make bad starts. This makes no end of dissatisfaction and is a source

Out of twenty carded starters in the opening event to-day only six horses hereof." went to the post. This made a nice sized

The attendance was heavy.

After court adjourned Mr. Osborne said he would put Handwriting Expert Ames on the stand to-morrow morning and close his case, unless the testimony of the absent witnesses is admitted.

MOLINEUX'S WRITING,
SAY MORE EXPERTS.

Herbert S. Twitchell, assistant cashler of the Chase National Bank, called as a handwriting expert, was the first witness to-day at the Molineux trial. He

SECOND RACE.
One mile and seventy yards. Starters, whts., jocks. St. Hif. Fin. Str. P. Animoaity, 99, Coohran... 3 62 11 38 Lady Sterling, 105, Rice... 8 72 21 11-5 Obls. 98, Shee...... 2 5 32 7.2 Pearl Finder, 91, Redfern. 4 31 42 7 Musidora, 86, A. Brennan. 5 11 52 40 A. Lauretta, 99, M. Johnson 1 44 62 20 Past, 92, McGovern.... 7 82 714, 30 San Andres, 103, Creamer. 9 9 32 40 Miss Buttermikk, 95, J. Mt. in 6 224, 9 7.2 Start poor. Won driving. Time—1.49.

Start peor. Won driving. Time—1.49.

Annie Lauretta was the first to show, but in the run to the backstretch she was passed by Musidora, who showed the way to the stretch, followed by Miss. Buttermilk, Pearl Finder and Annie Lauretta. Lady Sterling, who had the worst of the start, then moved up, and as they swung into the stretch she closed on the leaders. Animosity then came through on the rail. These two soon raced the pacemakers into submission, and in a drive home Animosity won by a length from Lady Sterling, who was a length in front of Obia.

Five furlongs.

Five furlongs.

(Continued on Eighth Page.)

Count's Representatives, the heimer Reach Agreement in

present. Their debts will be paid in Science Church, as being morally retreasures he sold to the Castellanes and I am sure the jury will find a true bill.

was present. Samuel Untermyer repre- significant. sented Asher Wertheimer, Lorenzo A. Semple represented the European cred-itors of the Castellanes and Charles A. the Grand Jury. Gardiner represented the Castellanes and the Gould estate.

\$4,000 on the 15th of every month. After of Christian Sscience, that date until the claim is settled the If Lathrop and the Quimbys are in amount to be paid each month is \$8,000. dicted for manslaughter bench warrants The order contains a provision read-

"In no event shall any order or direc-tion be hereafter made for payments to any of the general or intervening creditors or to any other person that will Edward Townier, a wealthy resident of of complaint to public and bookmakers effect or interfere with the making of Greenburg, where the residences of the payments to the said Asher Wertheimer at the times and under the terms John D. Rockefeller, jr., one of Mr.

There is also a provision for a divifield and speculation was more lively than if the twenty had started.

The stake feature this afternoon was the Nassau, for three-year-olds. Oom Paul, Andy Williams and Rossignol, all good mud runners, were engaged, and this promised to be one of the most interesting events of the afternoon. The closing event, an all-aged handicap, also promised a cracking good race.

The attendance was heavy.

Ident of 3 per cent. to all the creditors and the castellanes for the part of Wertheimer to drop all the suits he has brought against the astellanes in London and Paris, as well as a suit pending in the Castellanes for art objects and antiques supplied them when they were furnishing their new palace in Paris. The Castellanes admitted buying the goods but insisted to be one of the most interesting event, an all-aged handicap, also promised a cracking good race.

The attendance was heavy. ment of to-day is a compromise and the estate of Jay Gould is paying the bill.

Engineering Building Chosen, and the Plan Will Be Considered on Nov. 5.

Comptroller Grout made the following statement this afternoon regarding the removal of the Hall of Records;

"The removal of the old Hall of Rec ords, which has been ordered by the courts, necessitates the temporary removal of the Register's office to rented quarters, for the new Hall of Records is not yet in condition for occupancy. "As the location of the Register's office affects the convenience of a very large number of people, particularly the members of the bar and real-estate offices, we desire to give timely notice of

the proposed change of location. "A large number of buildings have been examined by the Register, in con-nection with a representative of the Fi-

Broke His Skull in Fall. Harry Smith, thirty-seven years old a blacksmith, of West Brighton, S. I., pped on the sidewalk to-day and fell, buturing his skull. He was taken to smith infirmacy at New Brighton.

White Plains Coroner Asks Grand Jury to Indict High Priestess of Healing Cult.

TRUE BILL IS EXPECTED.

District-Attorney Young Joins in Effort to Make "Mot! er" of Healers Responsible ior Esther Quimby's Death.

The Westchester County Grand Jury White Plains completed its investi-Goulds and Art Dealer Wert- 3 o'clock this afternoon, after examining only four witnesses in behalf of the

They were all doctors and experts and testified that Esther Quimby died through the neglect of the so-called

At the conclusion of the inquiry Coro

"I asked the jurymen also to indic Mrs. Eddy, the head of the Christian sponsible for the neglect through her books and teachings, which urges the abandonment of medicine and surgery The presentment will be made to-mo

After the jury had concluded its work District-Attorney Young entered the the United States Circuit Court before Grand Jury room with one of the official Judge Lacombe. None of the Goulds indictment blanks, which move seeme

District-Attorney Young declined to

The Westchester Grand Jury, at its opening session this morning, dropped With the agreement of all parties all other criminal business and began Judge Lacombe signed an order direct- a rigid inquiry which will officially fix ng the payment of Werthelmer's claim, the blame for the death of little Esther with interest at 4 per cent. The first Quimby. The jurors, many of whom are May 15, 1903. Werthelmer is to be paid lans, are all opposed to the practice are all opposed to the practice

> will be issued and the accused will have to plead again and give new bail.

Rockefeller, Jr., Interested.

The foreman of the Grand Jury is many millionaires are located. Townier's neighbors, is said to be inbelieved that at the next session of his

L. Chadeayne, of Yonkers; John S. King Edward VII. when Prince of St. Cunningham, of Cortland; William Car-Wales. One evening when the yacht her. balls, of Yonkers; August Gerlack, of was anchored off Larchmont, according Yorktown; C. L. Hunt, of North Salem; to Mawbray, Mr. Gould instructed him Charles Huber, of New Rochelle; Her- to set off some fireworks that were man Kallenberg, of New Rochelle: U. stored in the hold of the boat Lynch, of Pelham; Herbert Lounsbury, of Rye; William R. Northrop, of Mt. Pleasant; Edward B. Odell,

Banning, of Mount Vernon, who forced the prosecution of the Christian Scientists. He told how he had found that the child had been allowed to die slowly from diphtheria without any attempt o secure medical aid. Instead the healer sat by her bedside holding her hand and by concentration of his mind upon the patient's made an ineffectual attempt to save her life.

BARGE CREW MAY BE LOST.

Craft Goes Down in a Gale and N Trace of Those Aboard.

NORTHPORT, L. I., Oct. 28 .- During heavy gale to-day a barge loaded with coal broke away from a tow while passing Eaton's Neck, near here, and after being buffeted about for a short time, went down.

It is feared the crew were lost with her. Life savers are patroling the beach ooking for any sign of the missing ones, It has been impossible to learn exactly how many persons were on the barge.

WEATHER FORECAST.

Forecast for the thirty-six hours ending at S P. M. Wednesday for New York City and vicinity: Clearing this afternoon; fair and colder to-night; fair and cool Wednesday, fresh to brisk northwest winds.

The Pennsylvania Special. Leaves New York for Chicago daily. Only twenty hours from city to city, and pale all accommodations. MRS. GOULD IN COURT AT TRIAL OF VALET'S SUIT.



Valet Injured by Explosion of Fireworks, for Second Time Brings Action Against Em-

LOST AN EYE ON YACHT

by Frank Mawbray to recover \$25,000 onth, was set down for trial before on her throat caused by cold. Justice Truax, in the Supreme Court,

to-day. He told his employer that owing to the

condition the firecrackers were in it

Mrs. Douglas Robinson Undergoes an Operation on Board 21,000. the Saxonia for an Affection of the Throat.

Mrs. Douglas Robinson, wife of prominent real estate operator of this city, and sister of President Roosevelt, arrived to-day from Europe on the Cunard Line steamship Saxonia, suffering

severe cold which settled in her tonsils and lungs. She was confined to her swellen that the ship's surgeon, Dr.

While in Liverpool she contracted a

Mt. Pleasant; Edward B. Odell, ot Yorktown; T. C. Palmer, of Rye; Louis C. Pilot, of Ossining; Edward Rockett, of Ossining; William Roake, of Yorktown; John Sinnott, of Mt. Pleasant; Norman Seymour, of Yonkers, A. T. Tompkins, of Yonkers, Carman Varian, of Yonkers. (Continued on Second Page.)

Would be dangerous to use them. Mr. She was still quite weak, however, Mr. Robinson met her at Quarantine, going down the bay in the revenue cutter. While there is no occasion for alarm flowing injured. Thereupon, Mawbray able to be about again. The operation was not an unusual one in cases of the throat are always more or less swellen.

JEROME GIVES A CHALLENCE TO MOLINEUX'S LAWYERS.

After the adjournment of the Molineux trial to-day District-Attorney Jerome challenged Bartow S. Weeks and the lawyers for he defense to say upon their honor they were not resnonsible for the absence of Mamie Melando and the other wit-

"If you will give me your word of honor," he said to Mr. Weeks, "that there is nothing in the charges made that the defense is responsible for the actions of these witnesses we will drop it immediately. You have only to say it to me or to Mr. Osborne."

If Mr. Weeks made any reply it was inaudible. To a reporter Mr. Weeks said:

"I have not done anything unprofessional or dishonorable and I am not responsible for the absence of the witnesses. I speak for myself and for all the counsel for the defense."

OF RESULT IN STATE FIGHT.

He Has Determined to Manage His Own Campaign from This City in Order to Infuse Enthusiasm Into the Ranks of the Republicans.

Taking a Private Poll So as to Find Out Exactly Where He Stands-Some Comments of the Local Political Leaders on the Outlook.

He has accordingly determined that the most vigorous and aggressive steps must be taken to arouse the Republican campaign managers to the

Publications in some of the leading newspapers of the State of the results of canvasses made among their readers show that the outcome is by no means a certainty of success for the Republican candidate And so, having become alive to the danger, the Governor has determined to direct his own campaign. In order to do this most effectively he

will make his headquarters in th.: city with the hope of stemming the great Democratic tide that promises 100,000 majority below the Bronx.

SCARED BY "POSTAL" CANVASS.
The "postal-card canvass" of the voters of Greater New York by two newspapers, by which it was deduced that Coler would receive 23,000 plurality in Brooklyn and 62,000 in Manhattan and the Bronx, has worried the Republican managers, although these papers declared as the result of

To-day it was told at the Republican County Committee rooms that it had been discovered that the poll was taken before the last two days of registration, and that Patrick J. Rider, Tammany leader in the Third Assembly District, had got hold of one of the postal cards, had 5,000 reply cards printed and filled out by his lieutenants, each saying that he voted SHE REACHES HOME BETTER for Roosevelt in 1898 and Odell in 1900 and would vote for Coler this year. Then the cards were dropped in the mail from time to time and from all

Whatever there may be in this diversion, Gov. Odell has arranged for a private poll to be made throughout the State in order to satisfy himself

as to the real situation. Up to a week ago the idea in this city among the politically informed was that Coler had no chance. The concensus of opinion to-day among

Bronx with 100,000 majority he will lose. Speculators and gamblers who have been betting on the election have Mawbray's story is that in 1893 he was stateroom from the time she went cut the odds on Odell. John Considine, of the Metropole Hotel, who has acting as valet for Mr. Gould on the aboard the Saxonia. Three days out, been handling the bulk of the Coler money in the Tenderloin, reports that yacht Hildegarde, formerly owned by the glands in her neck became so badly he is compelled to go out and hunt for men wishing to bet on Odell where King Edward VII. when Prince of St. Stephens, was called in to attend five days ago they were swarming around him with all sorts of propositions.

The two dull Republican ratifications at Carnegie Hall are taken

He decided that an operation was as indications of the feeling regarding the campaign when compared with necessary. He made three incisions in her neck and removed part of the cause of the inflammation. Mrs. Robinson sustained the operation well, and when she arrived was in better condition than she had been at any time since it was performed.

She was still quite weak, however, Mr. At every point where Gov. Odell has spoken he has been immediately preceded or followed by a first class Democratic speaker. In every case the

Democratic meetings have been more enthusiastic than those of the Republicans. Lieut.-Gov. Woodruff professes to believe that Gov. Odell will be reelected by a majority as large or larger than that he secured two

"Gov. Odell will be re-elected by a handsome majority. I don't want to quote figures, but the result will be an endorsement of his administration. Mr. Coler will have a majority of less than 10,000 in Kings County, if he carries it at all, and there is no assurance in the ranks of the Democracy

that he will carry it. "We will elect our Assemblymen and Senators in all the districts we carried last year, and we will elect four out of six Congressmen. I base these predictions on a knowledge of conditions."

Speaking of the probable result of the election Charles F. Murphy, leader of Tammany Hall, said to-day:

"I don't believe in the ante-election forecasts on general principles. don't think guessing is good policy. But I feel so sure of the result this time that I can say that we are going to win. If there was any doubt before-which I do not concede-the rousing meeting at Madison Square Garden last night must have proved to the most sceptical Republican that

his cause is already lost." Hugh McLaughlin refused to make any election predictions. "I can't guess how it is going to come out," he said. "You can't always tell about an election. All the people I have talked to about it think the same way. They think it is time for a Democratic Governor."

ODELL TO CLEAR "GROCERY" TALK.

ALBANY, N. Y., Oct. 28.—Gov. Odell left this city to-day for Binghamon, where he will address a Republican mass-meeting this evening. He made no further statement in relation to the charges of his connection with J. W. Mathews & Co., the wholesale grocery firm of Newburg which has furnished groceries for Sing Sing Prison, the Matteawan Hospital for Insane Criminals and other State institutions. It is probable, however, that he will have something to say in this connection in his Binghamton

speech to-night. An application was made to Secretary of State McDonough to-day for permission to photograph the certificate of waiver signed by B. B. Odell jr., and filed as a part of the certificate of reduction of capital stock of a W. Mathews & Co. from \$300,000 to \$260,000 in August, 1901. This is the certificate which Senator Hill quoted as showing that Gov. Odell is a participating stockholder in the grocery company.

Desirequest was refused by Secretary McDonnard